

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION

GE LIGHTING SOLUTIONS, LLC

Plaintiff,

v.

LIGHTS OF AMERICA, INC. (3131)

FEIT ELECTRIC COMPANY (3134)

MSI, LLC (3136)

Defendants.

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) C.A. No. 1:12-cv-03131
) -03134
) -03136
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) **JUDGE DAN A. POLSTER**
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**DECLARATION IN SUPPORT OF DEFENDANTS LIGHTS OF AMERICA, INC., FEIT
ELECTRIC COMPANY, INC., AND MSI, LLC'S OPENING CLAIM
CONSTRUCTIONS BRIEF**

I, M. Curt Lambert, declare as follows:

1. I am over eighteen years of age, have personal knowledge of the matters set forth herein, and declare that each of them is true and correct.

2. I am an attorney with Novak Druce Connolly Bove + Quigg LLP and my office address is 1007 North Orange Street, Wilmington, Delaware 19899.

3. Attached hereto as Exhibit A is a true and accurate copy of U.S. Patent No. 4,267,559 to Johnson et al. for "Low Thermal Impedance Light-Emitting Diode Package" issued May 12, 1981

4. Attached hereto as Exhibit B is a true and accurate copy of U.S. Patent No. 6,161,910 to Reisenauer et al.

5. Attached hereto as Exhibit C is a true and accurate copy of U.S. Patent No. 3,275,874 to Jennings.

6. Attached hereto as Exhibit D is a true and accurate copy of U.S. Patent No. 4,733,335 to Serizewa et al.

7. Attached hereto as Exhibit E is a true and accurate copy of an article by Dave S. Steinberg entitled *Cooling Techniques for Electronic Equipment* (John Wiley & Sons, Inc. 1980).

8. Attached hereto as Exhibit F is a true and accurate copy of the 06/06/03 Amendment for the '864 patent.

9. Attached hereto as Exhibit G is a true and accurate copy of the 06/02/04 Notice of Allowance for the '864 patent.

10. Attached hereto as Exhibit H is a true and accurate copy of the 03/22/04 Amendment for the '864 patent.

11. Attached hereto as Exhibit I is a true and accurate copy of the 03/24/04 Amendment for the '999 patent.

12. Attached hereto as Exhibit J is a true and accurate copy of excerpts from *Webster's Third New International Dictionary* (2002).

13. Attached hereto as Exhibit K is a true and accurate copy of the 02/04/03 Office Action for the '864 patent.

14. Attached hereto as Exhibit L is a true and accurate copy of the 12/19/03 Office Action for the '864 patent.

15. Attached hereto as Exhibit M is a true and accurate copy of excerpts from *Webster's New Collegiate Dictionary* (1974).

16. Attached hereto as Exhibit N is a true and accurate copy of the 05/24/04 Examiner Interview Summary Record for the '864 patent.

17. Attached hereto as Exhibit O is a true and accurate copy of excerpts from *Webster's New World Dictionary of the American Language*, Second College Edition (1982).

18. Attached hereto as Exhibit P is a true and accurate copy of excerpts from *Merriam-Webster's Collegiate Dictionary* 10th ed. (1995).

19. Attached hereto as Exhibit Q is a true and accurate copy of excerpts from *Fundamentals of Classic Thermodynamics* (4th ed. 1994).

20. Attached hereto as Exhibit R is a true and accurate copy of excerpts from *Heat Transfer – A Basic Approach* (1985).

21. Attached hereto as Exhibit S is a true and accurate copy of excerpts from *McGraw-Hill Dictionary of Scientific and Tech. Terms* (4th ed., 1989).

22. Attached hereto as Exhibit T is a true and accurate copy of UK Patent Application No. GB 2323434 to Shaw.

23. Attached hereto as Exhibit U is a true and accurate copy of U.S. Patent Application Publication No. 2001/0030866.

24. Attached hereto as Exhibit V is a true and accurate copy of U.S. Patent No. 6,414,801 to Roller.

25. Attached hereto as Exhibit W is a true and accurate copy of the 12/22/03 Non-Final Office Action for the '999 patent.

26. Attached hereto as Exhibit X is a true and accurate copy of U.S. Patent Application Publication No. 2003/0117797.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct. This Declaration is executed this 13th day of December, 2013.

/s/ M. Curt Lambert

M. Curt Lambert

(admitted *pro hac vice* in 1:12-cv-03136)

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Attorneys for Defendant MSI, LLC

Case No. 1:12-cv-03136

CERTIFICATE OF SERVICE

I hereby certify that on December 13, 2013, the attached document was served upon the following via electronic mail:

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